

Docket No.
E0346-1100

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

DATA COMMUNICATION DEVICE

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on August 4, 1999 as United States Application No. or PCT International Application Number 09/369,034 and was amended on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

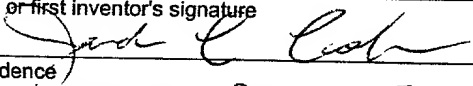
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

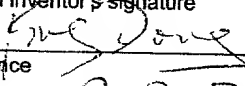
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Barry N. Young (Reg. No. 27,774); Timothy W. Lohse
(Reg. No. 35,255); David F. Kleinsmith (Reg. No. 40,050);
Stephen E. Reiter (Reg. No. 31,192); Darlene W. Hayes
(Reg. No. 33,899); Robroy R. Fawcett (Reg. No. 35,133);
Steven R. Sprinkle (Reg. No. 40,825); William N. Hulsey
III (Reg. No. 33,402); Ervin Johnston (Reg. No. 20,190);
Terrance A. Meador (Reg. No. 30,298); Ramsey R.
Stewart (Reg. No. 38,322); Stanley H. Kim (Reg. No.
40,047); June M. Learn (Reg. No. 31,238); John Oskorep
(Reg. No. 41,234); Michael R. Shevlin (Reg. No. 38,724);
Timothy N. Ellis (Reg. No. 41,734); David R. Stevens

Send Correspondence to: Patent Department
Gray Cary Ware & Freidenrich
400 Hamilton Avenue
Palo Alto, CA 94301-1809

Direct Telephone Calls to: *(name and telephone number)*
David R. Stevens 650/320-7434

Full name of sole or first inventor Jordan C. Cookman	
Sole or first inventor's signature 	Date 9/24/99
Residence Fremont, California PALO ALTO, CA	
Citizenship US	
Post Office Address 3300 Wolcott Common, #205, Fremont, CA 94538 3153 ALMA, PALO ALTO, CA 94306	

Full name of second inventor, if any Ping Dong	
Second inventor's signature 	Date 9/24/99
Residence CUPERTINO, CA	
Citizenship PR CHINA	
Post Office Address 10116 CRESCENT CT, CUPERTINO, CA 95014	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jordan Cookman, Ping Dong

Serial No. 09/369,034 Group Art Unit: 2664

Filed: August 4, 1999 Examiner: Ngo, R.

Title: Data Communication Device

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

Date *May 21, 2001* Signature *[Signature]*
David R. Stevens

* * *

***REVOCATION OF PRIOR POWER OF ATTORNEY
AND NEW POWER OF ATTORNEY***

Hon. Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

The undersigned hereby revokes all previous and prior Powers of Attorney in the above entitled matter and hereby executes the following new Power of Attorney.

NEW POWER OF ATTORNEY

Applicant ESS Technology, Inc., hereby appoints David R. Stevens (Reg. No. 38,626) and Derek J. Westberg (Reg. No. 40,872) as attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. A copy of the assignment (recorded on October 4, 1999 at Reel/Frame 010286/0184) is enclosed to satisfy the chain of title requirements under 37 C.F.R. 3.73(b).

Please change the correspondence address and send all future communications regarding this application to:

David R. Stevens
Stevens & Westberg, LLP
99 North First Street, Suite 201
San Jose, CA 95113
dave@inventoradvisor.com


Please direct all inquiries to David R. Stevens at (408) 288-7588.

Dated February 28, 2001



Bob Blair
President and CEO
ESS Technology Inc.

Docket No.
E0346-1100



- Date of Execution:** August 4, 1999 **Date of Filing:** August 4, 1999

☐ **United States Patent No(s).**☐ **Other (specify)** _____

DATA COMMUNICATION DEVICE

Name

Address

Jordan C. Cookman

3153 ALMAA

PALO ALTO, CA 94306

Ping Dong

10116 CRESCENT CT

CUPERTINO, CA 95014

Name

Address

ESS Technology, Inc.

48401 Fremont Blvd.
Fremont, CA 94538

Assignment of Rights, Title and Interest in Invention (Multiple inventors; single assignee)

Docket No.
E0346-1100

Whereas, we, the above-identified Inventors, have invented certain new and useful improvements in the Invention identified above and described in the above-identified patent application(s) and/or patent(s) (hereinafter referred to as "Invention");

And, whereas we desire to assign our above-identified rights, title and interest in the Invention to the above-identified Assignee;

Now, this indenture witnesseth, that for good and valuable consideration, the receipt whereof is hereby acknowledged;

We hereby assign, sell and transfer our above-identified rights, title and interest in said Invention, said application(s) as identified above, including any divisions, continuations, and continuations-in-part thereof, and in and to any and all Letters Patent of the United States, and countries foreign thereto, which may be granted or have granted for said Invention, and in and to any and all reissues and reexaminations thereof, and in and to any and all priority rights, Convention rights, and other benefits accruing or to accrue to us with respect to the filing of applications for patents or securing of patents in the United States and countries foreign thereto, unto said Assignee;

And we hereby authorize and request the Commissioner of Patents and Trademarks to issue any United States Letters Patent which may issue for said Invention to said Assignee, as assignee of the whole right, title and interest thereto;

And we further agree to sign and execute all necessary and lawful future documents, including applications for foreign patents, for filing divisions, continuations and continuations-in-part of said application for patent, and/or, for obtaining any reissue or reissues of any Letters Patent which may be granted for my aforesaid Invention, as the Assignee or its Designee(s) may from time to time require and prepare at its own expense.

Inventors' Signatures (if Notarization is desired, do not sign here and proceed to next page)

Name	Signature/Date
Jordan C. Cookman	
Ping Dong	

Assignment of Rights, Title and Interest in Invention
(Multiple inventors; single assignee)

Docket No.
E0346-1100

Notarization

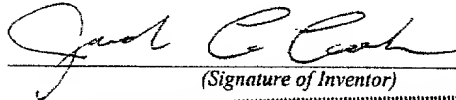
(Although notarization is not necessary, it will be considered prima facie evidence of execution pursuant to 35 U.S.C. 261.)

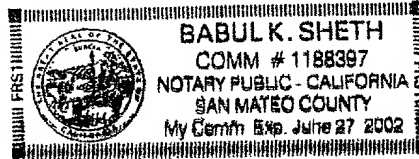
Executed this 24 day of September, in the year 1999

at

State of California

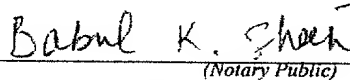
County of Alameda


(Signature of Inventor)



Before me personally appeared Jordan C. Cookman

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or ~~she~~ is authorized to execute the same this 24th day of September, in the year 1999

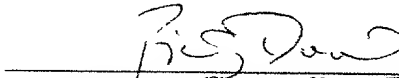

(Notary Public)

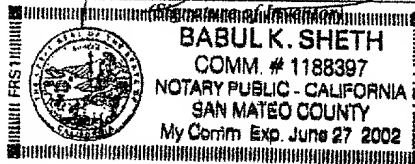
Executed this 24 day of September in the year 1999

at

State of California

County of Alameda


(Signature of Inventor)



Before me personally appeared Ping Dong

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or ~~she~~ is authorized to execute the same this 24th day of September, in the year 1999


(Notary Public)

Executed this _____ day of _____, in the year _____

at

State of _____

County of _____

(Signature of Inventor)

Before me personally appeared _____

who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to execute the same this _____ day of _____, in the year _____

(Notary Public)